

UNITED STATES DISTRICT COURT
Northern District of California

Ohkubo,

07-06354 JW

Plaintiff(s),

**NOTICE RE: NONCOMPLIANCE
WITH COURT ORDER**

v.

Antara Biosciences, Inc.,

Defendant(s).

The parties have failed to file an ADR Certification and either a Stipulation and [Proposed] Order Selecting an ADR Process or a Notice of Need for ADR Phone Conference as required by the Initial Case Management Scheduling Order. Counsel shall Meet and Confer forthwith in an attempt to agree on an ADR process for this matter. Thereafter, counsel, on behalf of themselves and each party, promptly shall file an **ADR Certification** and either 1) a **Stipulation and [Proposed] Order Selecting ADR Process**, or 2) a **Notice of Need for ADR Phone Conference** (Civil L.R. 16-8(b), ADR L. R. 3-5(b) Civil L.R. 16-8(c), ADR L. R. 3-5(c), (d)). (These forms are available at www.adr.cand.uscourts.gov.)

Further, in accordance with ADR L.R. 3-5(e) counsel shall concurrently provide a copy of all documents filed pursuant to this notice directly to the ADR Unit either by fax (415-522-4112), hand delivery (ADR Program, USDC, Northern District of California,

1 450 Golden Gate Avenue, 16th Floor, San Francisco, California), or by PDF attachment
2 to an e-mail directed to adr@cand.uscourts.gov.

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4 It is the responsibility of counsel to schedule an ADR Phone Conference, if
5 required, to occur before the Case Management Conference.

6
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8 Dated: March 26, 2008

9 RICHARD W. WIEKING

10 Clerk

11 by: Timothy J. Smagacz



12 ADR Administrative Assistant

13 415-522-4205

14 Tim_Smagacz@cand.uscourts.gov
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PROOF OF SERVICE

Case Name: Ohkubo v. Antara Biosciences, Inc.

Case Number: 07-06354 JW

I declare that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California. I am over the age of eighteen (18) years and not a party to the action. My business address is:

ADR Program
United States District Court
Northern District of California
450 Golden Gate Avenue Floor 16
San Francisco, CA 94102

On March 26, 2008, I served a true and correct copy of:

Notice Re: Noncompliance With Court Order

[X] electronically, I caused said documents to be transmitted using ECF as specified by General Order No. 45 to the following parties:

Nathan Lane III
Squire Sanders & Dempsey
One Maritime Plaza Ste 300
San Francisco, CA 94111-3492
nlane@ssd.com

Joseph Anthony Meckes
Squire Sanders & Dempsey
One Maritime Plaza Ste 300
San Francisco, CA 94111-3492
jmeckes@ssd.com

Michael James Hartley
Westson, Benshoof, Rochefort, Rubalcava & MacCuish
333 S. Hope Street
16th Floor
Los Angeles, CA 90071
mhartley@wbcounsel.com

[] by Facsimile, I caused said documents to be transmitted to the following parties by fax machine:

[] by U. S. Mail, I placed a true copy in a sealed envelope with postage fully prepaid in the United States Post Office Mail Box in San Francisco, California, addressed as follows:

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on March 26, 2008 in San Francisco, California.

RICHARD W. WIEKING

Clerk

by: Timothy J. Smagacz

Handwritten signature of Timothy J. Smagacz in black ink, written over a horizontal line.

ADR Administrative Assistant

415-522-4205

Tim_Smagacz@cand.uscourts.gov